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UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

STEVE TOKOSHIMA, LUIS FLORES, and
JAMES FABER, on Behalf of Themselves and All
Others Similarly Situated,

Plaintiffs,

vs.

THE PEP BOYS - MANNY MOE & JACK OF
CALIFORNIA, a California Corporation; THE PEP
BOYS - MANNY MOE & JACK, a Pennsylvania
Corporation; and DOES 1-10,

Defendants.

CASE NO.: C12-4810 CRB

~~PROPOSED~~ ORDER GRANTING
FINAL JUDGMENT

Date: January 9, 2015
Time: 10:00 a.m.
Crtm.: 6
Judge: Hon. Charles R. Breyer

This matter was heard by the Court on January ²³~~9~~, 2015, at 10:00 a.m., in Courtroom 6, of United States District Court, Northern District of California, before the Honorable Charles R. Breyer, pursuant to the noticed Motions for Final Approval of Class Action Settlement and for Attorney's Fees and Reimbursement of Expenses.

Having considered the documents filed by the Parties in connection with the class action settlement, the arguments of counsel, the Motion for Final Approval of Class Action Settlement, Dkt. 75; the Motion for Attorney’s Fees and Reimbursement of Expenses, filed December 1, 2014, Dkt. 76; the Joint Stipulation of Settlement and Release of Claims (“Settlement Agreement,” Docket No. 72-2); this Court’s Order re Motion for Class Certification and Motion to Strike filed April 28, 2014, Dkt. 65; the Motion for Preliminary Approval of Class Action Settlement, Dkt. 72; this Court’s Order Granting Preliminary Approval of Class Action Settlement filed September 26, 2014, Dkt. 73; and the Reply Brief in support of Final Approval of Class Action Settlement and Award of Attorney’s Fees and Costs filed December 22, 2014, hereby grants final approval of the Settlement and grants the motion for attorney’s fees and reimbursement of expenses and **HEREBY ORDERS AND MAKES THE FOLLOWING DETERMINATIONS:**

1. The Court hereby enters final judgment in this case in accordance with the terms of the Settlement Agreement, the Order Granting Preliminary Approval, the Order Granting Final Approval of Class Action Settlement and Granting Motion for Attorneys' Fees and Reimbursement of Expenses, and this Order Granting Final Judgment, subject to the Court's retention of jurisdiction to oversee the Settlement.

2. Neither this Final Judgment nor the Settlement shall constitute an admission by Defendants of any liability or wrongdoing whatsoever, nor is this Final Judgment a finding of the validity or invalidity of any claims in the action or a finding of wrongdoing by Defendants herein.

3. The Court dismisses all claims in the action with prejudice, with each Party bearing its own attorneys' fees and costs, except as provided in the Settlement Agreement and the Order

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1 Granting Final Approval of Class Action Settlement, and Granting Motion for Attorneys' Fees and
2 Reimbursement of Expenses.

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4 Dated: January 23, 2015



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6 Hon. Charles R. Breyer
Judge, U.S. District Court

7
8 Approved as to form:

9 MORGAN, LEWIS & BOCKIUS LLP

10
11 Date: December 22, 2014

/s/ John Battenfeld
John Battenfeld

12
13 JOHN BATTENFELD
KATHY GAO
14 HIEN NGUYEN

15 Attorneys for Defendants
16 THE PEP BOYS – MANNY, MOE AND JACK
17 AND THE PEP BOYS – MANNY, MOE AND
18 JACK OF CALIFORNIA
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